

THE PITTSBURGH & LAKE ERIE RAILROAD COMPANY

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RECORDATION NO. 9384-A Filed 1425

SUITE 780, COMMERCE COURT
FOUR STATION SQUARE
PITTSBURGH, PA 15219-1199
PHONE (412) 261-3201

FEB 5 1985 -2 00 PM
February 4, 1985

INTERSTATE COMMERCE COMMISSION 038A028

No. FEB 6 1985

Date

Fee \$ 16.46.....

ICC, Washington, D. C.

Mr. James H. Bayne
Secretary
Interstate Commerce Commission
12th and Constitution Ave., N.W.
Washington, D. C. 20423

Dear Mr. Bayne:

Enclosed for filing with the Commission pursuant to Section 11303(a) of the Interstate Commerce Act are three executed counterparts and three copies of the following document:

Release, dated January 31, 1985, between Greenville Steel Car Company and The Pittsburgh and Lake Erie Railroad Company, releasing both parties from the terms and conditions of Agreement, dated May 11, 1978, between the parties, covering lease of 300 Triple Hopper Cars, Nos. 80000-80299, which Agreement was filed with the Commission on May 17, 1978, and assigned Recordation No. 9384.

Also enclosed is Pittsburgh and Lake Erie Railroad Company Voucher No. 508175, dated February 1, 1985, in the amount of \$10.00, payable to the I.C.C., to cover the recording fee prescribed by the Commission in its rules and regulations.

Please acknowledge receipt at your earliest convenience by stamping and returning to me two executed counterparts and two copies of the document.

Very truly yours,

G. Edward Yurcon

encs.

20 145 1 1 00

COPY

9384-A
RECORDATION NO. Filed 1478

FEB 5 1985 - 2 00 PM

INTERSTATE COMMERCE COMMISSION

RELEASE

This Release, dated this 31 day of January, 1985, made between GREENVILLE STEEL CAR COMPANY (the Manufacturer) and THE PITTSBURGH AND LAKE ERIE RAILROAD COMPANY (the Railroad).

WITNESSETH:

WHEREAS, the Manufacturer and the Railroad were parties to the Agreement dated as of May 11, 1978, pursuant to which the Manufacturer leased to the Railroad 300 - 100-ton, 3420 cubic feet, Triple Hopper Cars, bearing Identification Road Nos. P&LE 80000-80299, both inclusive (the Cars), pending consummation of financing arrangements for acquisition of the Cars (the Agreement), said Agreement having been recorded with the Interstate Commerce Commission on May 17, 1978, and assigned Recordation No. 9384; and

WHEREAS, the financing arrangements were concluded as of June 15, 1978, and the Cars were sold by the Manufacturer to the Railroad pursuant to a Conditional Sale Agreement between the Manufacturer and the Railroad, and an Agreement and Assignment, between the Manufacturer and Pittsburgh National Bank, as Agent under a Financing Agreement, all dated as of June 15, 1978; and

WHEREAS, the obligations of the Manufacturer and the Railroad have been satisfied under the Agreement, the financing arrangements have been completed, and the Manufacturer and the Railroad wish to release each other from the terms and conditions of the Agreement.

NOW, THEREFORE, in consideration of this Release, and intending to be legally bound hereby, the Manufacturer and the Railroad agree as follows:

1. The Manufacturer and the Railroad do hereby release each other from the terms and conditions of the Agreement, dated May 11, 1978.

2. The Railroad will cause this Release to be filed and recorded in the Office of the Interstate Commerce Commission pursuant to the provisions of Section 11303 of the Interstate Commerce Act, and will furnish the Manufacturer a certificate or other evidence of such filing and recording.

3. This Release may be simultaneously executed in several counterparts, each of which shall be deemed to be an original, and all such counterparts shall together constitute but one and the same instrument.

IN WITNESS WHEREOF, the parties have caused this Release to be signed in their respective corporate names by their respective officers thereunder duly authorized, and their respective corporate seals to be hereunto affixed and duly attested as of the day and year first above written.

ATTEST:

R. L. Johnson
ASSISTANT SECRETARY

GREENVILLE STEEL CAR COMPANY

By

L. O. Richard

ATTEST:

Henry J. Brown
ASSISTANT SECRETARY

THE PITTSBURGH AND LAKE ERIE
RAILROAD COMPANY

By

Gordon E. Henschel

COMMONWEALTH OF PENNSYLVANIA)

) SS:

COUNTY OF MERCER)

On this 31st day of January, 1985, before me personally appeared L. O. Richards, Jr., to me personally known, who being by me duly sworn, says that he is President of Greenville Steel Car Company, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Carol A. Campbell
Notary Public

My Commission Expires: Nov. 9, 1985

COMMONWEALTH OF PENNSYLVANIA)

) SS:

COUNTY OF ALLEGHENY)

On this 28th day of January, 1985, before me personally appeared H. E. Gienack-Schwartz, to me personally known, who being by me duly sworn, says that he is EXECUTIVE VICE PRESIDENT of The Pittsburgh and Lake Erie Railroad Company, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Donna L. Woshner
Notary Public

My Commission Expires: 10/26/87

DONNA L. WOSHNER, NOTARY PUBLIC
PITTSBURGH, ALLEGHENY COUNTY
MY COMMISSION EXPIRES OCT. 26, 1987
Member, Pennsylvania Association of Notaries

Interstate Commerce Commission
Washington, D.C. 20423

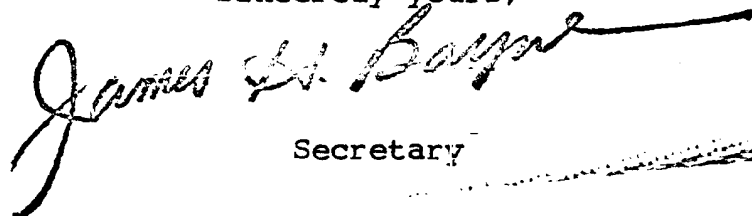
2/5/85

OFFICE OF THE SECRETARY

G. Edward Yurcon
Vice President-Law
The Pittsburgh & Lake Erie RR. Co.
Suite 780, Commerce Court
Four Station Square
Pittsburgh, PA. 15219-1199
Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 2/5/85 at 2:00pm and assigned re-recording number(s). 9384-A

Sincerely yours,


Secretary

Enclosure(s)